

## Court of Appeals, State of Michigan

## ORDER

People of MI v Joseph Jacob Weekly

Docket No. 323935

LC No. 11-009841-FH

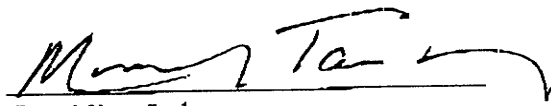
Michael J. Talbot  
Presiding Judge

Kurtis T. Wilder

Kirsten Frank Kelly  
Judges

The Court orders that the application for leave to appeal is DENIED. The trial court orally granted defendant's motion for directed verdict and entered a written order to that effect. Because the oral granting of defendant's motion and the trial court's entry of its written order to this effect took place before any appellate review was able to occur, this Court is barred from reviewing the trial court's decision. *Evans v Michigan*, \_\_\_ US \_\_\_; 133 S Ct 1069; 185 L Ed 2d 124 (2013); *People v Nix*, 453 Mich 619; 556 NW2d 866 (1996).

The motion to file a supplemental answer to the application is GRANTED.

  
Presiding Judge

Talbot, P.J. (concurring). I write separately to state that although I find that the trial court erred in form and substance in granting defendant's motion for directed verdict, we are barred from reviewing that decision. *Evans v Michigan*, \_\_\_ US \_\_\_; 133 S Ct 1069; 185 L Ed 2d 124 (2013); *People v Nix*, 453 Mich 619; 556 NW2d 866 (1996).



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

OCT 06 2014

Date

  
Chief Clerk

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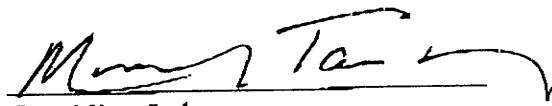
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